

approved and validated, just as if they were and had been authorized in the act aforesaid.

SEC. 2. That the said commissioners in every year in which they may deem it necessary in order to provide for the payment of said excess of bonds, and the interest thereon, are hereby authorized and empowered to levy a special tax of not more than ten cents on the one hundred dollars value of property, and thirty cents on the poll, observing the constitutional equation of the levy thereof.

SEC. 3. That all laws and clauses of laws in conflict are hereby repealed.

SEC. 4. That this act shall be in force from and after its ratification.

Ratified this the 28th day of February, 1911.

CHAPTER 329.

AN ACT TO PROVIDE FOR THE DRAINAGE OF A CERTAIN PORTION OF SILVER CREEK IN BURKE COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That J. R. Patton, F. O. Walton, J. H. Giles, M. A. Bird, J. M. Harbison, J. D. Pitts, J. M. Orders, J. A. Boyles and T. L. Duckworth be, and they are hereby created and established a body corporate and politic under the name and style of Silver Creek Commissioners, and as such shall have power to sue and be sued, plead and be impleaded, together with the right to fill any and all vacancies, occurring in their number, by the election of such person or persons as they may choose from among the owners of bottom lands within the district and between the points on Silver Creek mentioned in section two (2) hereof.

SEC. 2. That it shall be the duty of said Silver Creek commissioners to provide for and superintend the drainage of the lowlands or bottoms of Silver Creek in Burke County and its tributaries, commencing at the foot of McElrath's shoal on said creek and running down the said creek to its mouth at the Catawba River and if necessary down the bed or channel of said river to the first iron bridge about opposite Spainhour's house; and to this end they shall, within sixty days from the ratification of this act, or within a reasonable time thereafter, estimate the number of acres of bottom land on said creek and its tributaries belonging to each owner within said boundaries or points; and for the purpose of making such estimate they may employ a surveyor to survey the bottom land of each and such landowners, lying on said creek within said boundaries or points, and make the calculation of the number of acres owned by each of them.